ABSTRACT

Public Servants – Panchayat Raj & Rural Development Department - Allegations of Corruption against Sri Shaik Talmeez Rabbani, Superintendent, O/o Executive Engineer, Panchayat Raj, Dharmavaram Division, Ananthapuramu District – Trapped on 13.08.2020 - Sanction of Prosecution - Accorded - Orders - Issued.

PANCHAYAT RAJ & RURAL DEVELOPMENT (VIG.II) DEPARTMENT

G.O.Ms.No.16. **Date:28.03.2023.**

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ORDER:-

Whereas Sri Shaik Talmeez Rabbani, Superintendent, O/o. Executive Engineer, Panchayat Raj, Dharmavaram Division, Ananthapuramu District worked from 18.07.2019 to the date of Trap i.e., 13.08.2020. By virtue of the post held by him, he falls under the category of Public Servant as defined U/s 2(c) of Prevention of Corruption (Amendment) Act, 2018 (Central Act No.16 of 2018).

2. And whereas Sri M. Baba Fakruddin, age 31 years, S/o M. Mohammad is a native of V. Kothakota Village, Vidapanakal Mandal of Ananthapuramu District, as per orders of the District Collector, Ananthapuramu District vide in No.448/B-4/APSSA, Dated 21.02.2019, Sri M. Baba Fakruddin and others i.e., Sri K. Ranganath, Sri Syed Lalbasha, Sri H. Anjineyulu, Sri B. Nagesh and Sri P. Obulesu have executed electrical works and repairs/replacement of doors and windows in the Polling booths of Rayadurg, Rayadurg Rural, Kanekal, Bommanahal, D.Hirehal and Gummagatta Mandals of Ananthapuramu District during General Elections, 2019 under the supervision of Sarva Siksha Abhiyan, Ananthapuramu. The Officers concerned have prepared the M-Books for the said works. The District Collector, Ananthapuramu has forwarded the work bills to Panchayat Raj Department for sanction of the bills. As the concerned staff of the Panchayat Raj Department is delaying the work bills without sanctioning to Sri Baba Fakruddin, he met Sri Shaik Talmeez Rabbani, who was working as Superintendent, O/o Executive Engineer, Panchayat Raj, Dharmavaram Division, Ananthapuramu District, at his

(Contd...Page 2)

office on 07.08.2020. When Sri Baba Fakruddin asked Sri Shaik Talmeez Rabbani, Superintendent, O/o Executive Engineer, Panchayat Raj, Dharmavaram Division, Ananthapuramu District about his work bills, Sri Shaik Talmeez Rabbani, Superintendent, O/o Executive Engineer, Panchayat Raj, Dharmavaram Division, Ananthapuramu District demanded bribe stating that for processing of their pending work bills and to forward the proceedings to the Executive Engineer from his login ID, Sri Baba Fakruddin has to pay the bribe amount of Rs.32,000/- to the Executive Engineer @ 1% of the total work bills amount of Rs.32,00,000/- and 0.25% i.e., Rs.8,000/- failing which the Executive Engineer would not sanction the work bills. As Sri Baba Fakruddin has no interest to pay the bribe amount, he recorded the direct conversation taken place between him and Sri Shaik Talmeez Rabbani, Superintendent, O/o Executive Engineer, Panchayat Raj, Dharmavaram Division, Ananthapuramu District in his phone. Again on 11.08.2020 when Sri Baba Fakruddin contacted Sri Rabbani overphone and requested him to process the work bills, Sri Shaik Talmeez Rabbani, Superintendent, O/o Executive Engineer, Panchayat Raj, Dharmavaram Division, Ananthapuramu District, stated that he would not process the work bills till the bribe amount is paid. On 12.08.2020 again Sri Baba Fakruddin contacted Sri Shaik Talmeez Rabbani over phone and when he asked about the work bills of Rs.19,37,884/- of himself and his friends Sri B. Nagesh, Sri P. Obulesu and Sri H. Anji @ Anjineyulu, Sri Shaik Talmeez Rabbani, Superintendent, O/o Executive Engineer, Panchayat Raj, Dharmavaram Division, Ananthapuramu District, told him that he has to pay a bribe amount of Rs.19,500/- to the Executive Engineer, Rs.4,500/- to him and another Rs.1500/- to the computer operator.

3. And whereas Sri Baba Fakruddin left with no option except paying the bribe, accepted to pay the bribe amount and informed Sri Shaik Talmeez Rabbani, Superintendent, O/o Executive Engineer, Panchayat Raj, Dharmavaram Division, Ananthapuramu District that he will call him after securing the bribe amount. The conversations, taken place between him and Sri Shaik Talmeez Rabbani, Superintendent, O/o Executive Engineer, Panchayat Raj, Dharmavaram Division, Ananthapuramu District over phone were recorded in his mobile phone and were copied into a memory card and handed over the same to the ACB officials along with his complaint and requested to take necessary action.

4. And whereas, on receipt of the complaint from the complainant after due procedure, the Deputy Superintendent of Police, Anti-Corruption

(Contd...Page 3)

Bureau, registered the complaint as a case in Cr.No.03/RCT-ATP/2020 U/s 7(a) of Prevention of Corruption Act, (Amendment) Act, 2018 on 13.08.2020 at 09.00 A.M and forwarded the original FIR and original Memory card to the Honourable Court for SPE/ACB cases, Kurnool.

5. And whereas, Sri Shaik Talmeez Rabbani was Trapped at 13.10 hours on 13.08.2020 when he demanded and accepted the bribe amount of Rs.25,500/- from Sri M. Baba Fakruddin. The chemical test on the right hand fingers of Sri Shaik Talmeez Rabbani yielded positive. The tainted currency of Rs.25,500/- was recovered from his right side pant pocket at the instance of Sri Shaik Talmeez Rabbani. The inner linings of his right side pant pocket of Sri Shaik Talmeez Rabbani, Superintendent, O/o Executive Engineer, Panchayat Raj, Dharmavaram Division, Ananthapuramu District was also tested in chemical solution and the solution turned into pink colour. When the Deputy Superintendent of Police, questioned about official favour file Sri Shaik Talmeez Rabbani, produced the official favour documents, from the almirah located towards western side of the seat of Sri Shaik Talmeez Rabbani in the presence of the Mediators and the same were seized by the DSP. During the course of investigation, relevant witnesses were examined and documents were collected which substantiate the allegation against Sri Shaik Talmeez Rabbani, Superintendent, O/o Executive Engineer, Panchayat Raj, Dharmavaram Division, Ananthapuramu District

6. And whereas the above said acts of Sri Shaik Talmeez Rabbani, Superintendent, O/o Executive Engineer, Panchayat Raj, Dharmavaram Division, Ananthapuramu District constitute the offences punishable under section 7 (a) of the Prevention of Corruption (Amendment) Act, 2018.

7. And whereas the Government of Andhra Pradesh being the competent authority to remove Sri Shaik Talmeez Rabbani, Superintendent, O/o. Executive Engineer, Panchayat Raj, Dharmavaram Division, Ananthapuram District from his office, after fully and carefully examining the material placed before them (i.e., copy of FIR, Mediators Report I & II Proceedings, and final Investigation Report which contains the gist of statements of witnesses, explanation of Sri Shaik Talmeez Rabbani, Superintendent, O/o. Executive Engineer, Panchayat Raj, Dharmavaram Division, Ananthapuramu District) in respect of the said allegations and having regard to the facts and circumstances of the case, consider that Sri Shaik Talmeez Rabbani, Superintendent, O/o Executive Engineer, Panchayat Raj, Dharmavaram Division, Ananthapuramu District should be prosecuted in the Court of Law.

(Contd...Page 4)

8. Now therefore in exercise of the powers conferred under Clause (b) of Sub section (1) of Section 19 of Prevention of Corruption (Amendment) Act, 2018 (Central Act 16 of 2018) the Government of Andhra Pradesh hereby accord sanction for the prosecution of the said Sri Shaik Talmeez Rabbani, Superintendent, O/o Executive Engineer, Panchayat Raj, Dharmavaram Division @ Ananthapuramu, Ananthapuramu District for the aforesaid offences publishable U/s 7 (a) of PC (Amendment) Act, 2018 (Central Act No. 16 of 2018) and for any other cognate offences punishable under any other provisions of law for the time being in force in respect of the aforesaid acts and for taking cognizance of the offence by a court of competent jurisdiction.

(BY ORDER AND IN THE NAME OF THE GOVERNOR OF ANDHRA PRADESH)

29/8/2023

B. RAJSEKHAR,
SPECIAL CHIEF SECRETARY TO GOVERNMENT